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Doc. A

PE 20709 AM

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# **PATENT**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Current Date Aug. 10, 2010

Application No.: 09/939,882

Filed: Aug. 27, 2001

Patent No.: US 6,543,073

Issued: April 8, 2003

## **ASSERTION OF SMALL ENTITY STATUS PURSUANT TO 37 C.F.R. §1.27 (c)(1)**

Commissioner for Patents  
Mail Stop M Correspondence  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This communication hereby asserts that the above-identified patent  
is entitled to small entity status.

Respectfully submitted,

Signature

### **COMPANY/FIRM NAME AND ADDRESS**

Hsin-Tsai WU  
1F., No. 19, Alley 3, Lane 106, Sec. 3,  
Min-Chuan E. Rd., Taipei City, Taiwan

Hsin-Tsai WU

Printed Name

Title

Reg. # if US Attorney

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Dear Sirs,

With regards to Patent No. 6,543,073, we have faxed on August 20, 2010 an Assertion of Small Entity Status along with the a Maintenance Fee Transmittal Form for the renewal of the patent at 7.5 years to the USPTO Office of Petitions and Receipts Accounting Division (see Document A). This same procedure has been conducted by us for various other patents several times before to the effect of a successful entity status change and renewal. However, we received from USPTO Office of Petitions a notice stating that "our request for acceptance of a fee deficiency submission under 37 CFR 1.28 is hereby NOT ACCEPTED" (see Document B). We do not understand the reason behind this notice, as our renewal payment was not "a fee deficiency submission," and moreover, the official data from your website already records the successful payment of the 8<sup>th</sup> year maintenance fee in Small Entity as well as a successful renewal (see Doc. C). This would lead us to believe that the entity status change and renewal have been successful on both accounts.

Therefore, we would really appreciate it if you could kindly explain for us the significance of the Notice in question (Document A).

Sincerely Yours,

Chris Chen  
IPRM Division

Sohare Information Co., Ltd.  
3rd Floor, No. 52, Section 2, Chang-An East Road, Taipei, Taiwan  
Tel: 886-2-2543-2222 #68  
Fax: 886-2-2522-3819  
Email: [sohare@iprm.com.tw](mailto:sohare@iprm.com.tw)  
Web Site: [www.iprm.com.tw](http://www.iprm.com.tw)



Intellectual Property Rights Management Division  
Sohare Information Co., Ltd.,

3rd Floor., No.52, Sec.2, Chang-An E. Rd,  
Taipei 104, Taiwan, R.O.C.  
Phone : 886-2-2543-2222  
FAX : 886-2-2522-3819  
e-mail : [iprm@iprm.com.tw](mailto:iprm@iprm.com.tw)  
website : [www.iprm.com.tw](http://www.iprm.com.tw)

August 20, 2010

Our Ref.: PE-20709-AM

Dear Sirs,

Please be informed that the owner of patent no. 6543073 has changed from the status of a large entity to a small entity. Please find the relevant assertion for this entity change in accompaniment with this letter.

The second maintenance fee for a small entity is also paid in respect of this patent along with this entity change.

Your kind attention will be highly appreciated.

Sincerely yours,

Chris Chen  
IPRM Division

Sohare Information Co., Ltd.  
3rd Floor, No. 52, Section 2, Chang-An East Road,  
Taipei, Taiwan  
Tel: 886-2-2543-2222 #68  
Fax: 886-2-2522-3819  
Email: [sohare@iprm.com.tw](mailto:sohare@iprm.com.tw)  
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PTO/SB/45 (03-09)

Approved for use through 03/31/2012. OMB 0651-0016  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**MAINTENANCE FEE TRANSMITTAL FORM****(Do not submit this form electronically via EFS-Web)**Address to:  
Director of the United States  
Patent and Trademark Office  
Attn: Maintenance Fee  
2051 Jamieson Avenue, Suite 300  
Alexandria, VA 22314

- OR -

Fax to: 571-273-6500

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Director of the United States Patent and Trademark Office, Attn: Maintenance Fee, 2051 Jamieson Avenue, Suite 300, Alexandria, VA 22314" on August 10, 2010Signature Chen Yu HsiungTyped or printed name Chen Yu Hsiung

Enclosed herewith is the payment of the maintenance fee(s) for the listed patent(s).

- ☐ A check for the amount of \$ \_\_\_\_\_ for the full payment of the maintenance fee(s) and any necessary surcharge is enclosed.
- ☐ Payment by credit card. Form PTO-2038 is enclosed.
- ☒ The Director is hereby authorized to charge \$ 1240.00 to cover the payment of the fee(s) indicated below to Deposit Account No. 504301.
- ☐ The Director is hereby authorized to charge any deficiency in the payment of the required fee(s) or credit any overpayment to Deposit Account No. \_\_\_\_\_.

\* Information required by 37 CFR 1.366(c) (columns 1 &amp; 2). Information requested under 37 CFR 1.366(d) (columns 3, 4, &amp; 5).

Item	Patent Number* Column 1	U.S. Application Number* [e.g., 06/555,555] Column 2	Maintenance Fee Amount (37 CFR 1.20(e)-(g)) Column 3	Surcharge Amount (37 CFR 1.20(h)) Column 4	Payment Year (select one below) Column 5		
					3.5 yrs	7.5 yrs	11.5 yrs
1	6543073	09/939,882	\$1240.00			✓	
2							
3							
4							
5							
Subtotals: Columns 3 & 4			\$1240.00		<input type="checkbox"/> additional sheets attached for listing additional patents.		
Total Payment			\$1240.00				

**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on Form PTO-2038.

Respectfully submitted, \*\*

Customer's Signature Chen Yu HsiungCustomer's Name Chen Yu HsiungTelephone: 886-2-2543-2222

Registration Number, if applicable: \_\_\_\_\_

Fax: 886-2-2522-3819

Note: All correspondence will be forwarded to the "Fee Address" or to the "Correspondence Address" if no "Fee Address" has been provided. See 37 CFR 1.363.

Payment of small entity fee is appropriate if small entity status still exists, see 37 CFR 1.27(g). To establish small entity status or to change status from small to large entity, a written assertion is required. See 37 CFR 1.27 and 1.33(b).

\*\* WHERE MAINTENANCE FEE PAYMENTS ARE TO BE MADE BY AUTHORIZATION TO CHARGE A DEPOSIT ACCOUNT, BOTH THE NAME AND SIGNATURE OF AN AUTHORIZED USER ARE REQUIRED.

This collection of information is required by 37 CFR 1.366. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 5 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Director of the United States Patent and Trademark Office, Attn: Maintenance Fee, 2051 Jamieson Avenue, Suite 300, Alexandria, VA 22314.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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United States Patent and Trademark Office  
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AKIN, GUMP, STRAUSS, HAUER & FELD, L.L.P.  
One Commerce Square  
Suite 2200  
2005 Market Street  
Philadelphia PA 19103

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SEP 27 2010

OFFICE OF PETITIONS

In re Application of :  
Hsin-Tsai WU :  
Application No. 09/939,882 :  
Patent No. 6,543,073 :  
Filed: August 27, 2001 :  
Attorney Docket No. 6438-221US (PE-20709-

Paper No. 4

NOTICE

This is a notice regarding your request for acceptance of a fee deficiency submission under 37 CFR 1.28.

The Office no longer investigates or rejects original or reissue patent under 37 CFR 1.56. 1098 Off. Gaz. Pat. Office 502 (January 3, 1989). Therefore, nothing in this Notice is intended to imply that an investigation was done.

Your fee deficiency submission under 37 CFR 1.28 is hereby **NOT ACCEPTED**.

The application file does not indicate a change of address has been filed in this case, although the address given on the petition differs from the address of record. A change of address should be filed in this case in accordance with MPEP 601.03. A courtesy copy of this decision is being mailed to the address noted on the petition. However, until otherwise instructed, all future correspondence regarding this application will be mailed solely to the address of record.

It appears that the petition was not properly signed by a person having authority to prosecute in the above-identified patent. Therefore, the request can not be accepted at this time.

Petitioner's attention is directed to 37 CFR 1.33(b), which states.

(b) Amendments and other papers. Amendments and other papers, except for written

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Application No. 09/939,882

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assertions pursuant to § 1.27(c)(2)(ii) of this part, filed in the application must be signed by:

- (1) A registered patent attorney or patent agent of record appointed in compliance with § 1.32(b);
- (2) A registered patent attorney or patent agent not of record who acts in a representative capacity under the provisions of § 1.34;
- (3) An assignee as provided for under § 3.71(b) of this chapter; or
- (4) All of the applicants (§ 1.41(b)) for patent, unless there is an assignee of the entire interest and such assignee has taken action in the application in accordance with § 3.71 of this chapter.

Accordingly, the request cannot be accepted until it is signed by all inventors, an attorney /agent who is registered to practice before the U.S. Patent and Trademark Office, or the assignee of the entire interest. If the request is signed by an assignee, the assignee the assignee must comply with the requirements of 37 CFR 3.73(b).

Inquiries related to this communication should be directed to the undersigned at (571) 272-2783.

/Tredelle D. Jackson/  
Paralegal Specialist  
Office of Petitions

cc: **CHRIS CHEN**  
**IPRM DIVISION**  
**SOHARE INFORMATION CO., LTD.**  
**3<sup>RD</sup> FLOOR, NO. 52, SECTION 2, CHANG-AN EAST ROAD**  
**TAIPEI, TAIWAN**

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Patent and  
Trademark Office

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<b>Patent Bibliographic Data</b>		<b>10/07/2010 09:55 PM</b>	
Patent Number:	6543073	Application Number:	09939882
Issue Date:	04/08/2003	Filing Date:	08/27/2001
Title:	INFLATION SEAT ASSEMBLY FOR AN INFLATABLE ARTICLE		
Status:	12th year fee window opens: 04/08/2014		
Window Opens:	04/08/2014	Surcharge Date:	10/09/2014
Fee Amt Due:	Window not open	Surchg Amt Due:	Window not open
Fee Code:	2553	MAINTENANCE FEE DUE AT 11.5 YEARS	
Surcharge Fee Code:			
Most recent events (up to 7):	08/25/2010 Pat Holder Claims Small Entity Status 08/20/2010 Payment of Maintenance Fee, 8th Yr, Small Entity. 10/10/2006 Payment of Maintenance Fee, 4th Year, Large Entity. --- End of Maintenance History ---		
Address for fee purposes:	AKIN, GUMP, STRAUSS, HAUER & FELD, L.L.P. One Commerce Square Suite 2200 2005 Market Street Philadelphia, PA 19103		
<input type="button" value="Run Another Query"/>			

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